

60,130-1314  
02MRA0041**REMARKS**

Applicant wishes to thank the Examiner for the detailed remarks. Claims 4 and 5 have been amended. New claims 9-13 are presented. Accordingly, claims 1-13 are pending.

Claim 4 was rejected under 35 U.S.C. §112 and claim 5 was objected to because of informality. Applicant respectfully submits that the claim as amended is in proper condition according to §112.

Applicant respectfully traverses the drawing rejection. Figure 3 illustrates elongated apertures which are certainly not round as illustrated in Figure 2. Applicant, however, should the disagreement be maintained by the Examiner, is willing to further elongate the apertures in Figure 3.

Claims 1-3 and 5-7 were rejected under 35 U.S.C. §102(b) as being anticipated by *Blatter et al* (3,862,675.) *Blatter et al* discloses an anti skid brake system in which fluid is pumped at a high pressure between the brake shoe and brake pad to selectively reduce the friction and therefore the braking capacity therebetween. *Blatter et al* completely fails to disclose an unobstructed moisture escape path as recited in claims 1 and 5. In fact, *Blatter et al* discloses that the fluid used has a high-rate of evaporation so as to be quickly dissipated thus eliminating any concern for moisture or where it may accumulate. See col. 5, lines 37-44. Claims 1-3 and 5-7 are properly allowable.

Claims 1 and 5 were rejected under 35 U.S.C. §102(b) as being anticipated by *Strebingner* (2,875,859.) *Strebingner* completely fails to disclose any apertures whatsoever through the brake lining as recited in claims 1 and 5. Claims 1 and 5 are properly allowable.

New claims 9-13 recite further features of the present invention, which are neither disclosed nor suggested by the cited references and are thus properly allowable.


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If any additional fees or extensions of time are required, please charge Deposit Account No. 50-1482, in the name of Carlson, Gaskey & Olds, P.C.

Applicant respectfully submits that this case is in condition for allowance. If the Examiner believes that a teleconference will facilitate moving this case forward to being issued, Applicant's representative can be contacted at the number indicated below.

Respectfully Submitted,

**CARLSON, GASKEY & OLDS, P.C.**

  
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Dated: February 25, 2003

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